



28738

<b>TRANSMITTAL FORM</b>		Application No.	10/082,397
(to be used for all correspondence after initial filing)		Filing Date	August 6, 2002
		First Named Inventor	Mark W. Miles
		Group Art Unit	2873
		Examiner Name	Mai, Huy Kim
Total Number of Pages in This Submission	9	Attorney Docket Number	5652P013XCD

<b>ENCLOSURES (check all that apply)</b>				
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group		
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences		
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)		
<input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information		
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter		
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):		
<input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08	<input type="checkbox"/> Request for Refund	<table border="1"><tr><td>Return Postcard Limited Recognition Under 37 CFR § 10.9(b) (3 pages) Copies of Cited Art (37)</td></tr></table>		Return Postcard Limited Recognition Under 37 CFR § 10.9(b) (3 pages) Copies of Cited Art (37)
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)			
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA	<input type="checkbox"/> Remarks			
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53				

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or Individual name	Vani Moodley, Under 37 CFR Section 10.9(b) BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	6/30/2003

<b>CERTIFICATE OF MAILING/TRANSMISSION</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Dawn Shaw	Date	6-30-03
Signature			

Based on PTO/SB/21 (05-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 05/02/2003  
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JUL 03 2003

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003 Patent fees are subject to annual revision

Applicant claims small entity status. See 37 CFR 1.27.

**TOTAL AMOUNT OF PAYMENT** (\$ ) **180.00**

**METHOD OF PAYMENT** (check one)

Check  Credit card  Money Order  Other  None  
 Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments

Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20

Charge fee(s) indicated below, except for the filing fee  
to the above-identified deposit account

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Paid	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reseue filing fee	
1005	160	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>		(\$)			

**2. EXTRA CLAIM FEES**

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
<input type="text"/>	<input type="text"/>	20*	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	3 *	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>		<input type="text"/>	<input type="text"/>

Large Entity		Small Entity		Fee Paid	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple Dependent claim, if not paid	
1204	84	2204	42	*Reseue independent claims over original patent	
1205	18	2205	9	*Reseue claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>		(\$)			

\*or number previously paid, if greater. For Reseues, see below

<b>Complete If Known</b>	
Application Number	10/082,397
Filing Date	August 6, 2002
First Named Inventor	Mark W. Miles
Examiner Name	Not yet assigned
Group/Art Unit	2873
Attorney Docket No.	5652P013XCD

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051 65 Surcharge - late filing fee or cash	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
2053	130	2053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920 * Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840 * Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	410	2252 205 Extension for reply within second month	
1253	930	2253 465 Extension for reply within third month	
1254	1,450	2254 725 Extension for reply within fourth month	
1255	1,970	2255 985 Extension for reply within fifth month	
1404	320	2401 160 Notice of Appeal	
1402	320	2402 180 Filing a brief in support of an appeal	
1403	280	2403 140 Request for oral hearing	
1451	1,510	2451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,300	2453 650 Petition to revive - unintentional	
1501	1,300	2501 650 Utility issue fee (or reissue)	
1502	470	2502 235 Design issue fee	
1503	630	2503 315 Plant issue fee	
1460	130	2460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	180.00
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	750	1809 375 Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810 375 For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801 375 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fees (specify)			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	
		180.00	

**Complete (if applicable)**

Name (Print/Type)	Vani Moody, Under 37 CFR Section 10.9(b)	(Attorney/Agent)	Telephone	(408) 720-8300
Signature	<i>G. Moody</i>		Date	6/30/2003

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application or continuation application or a group of applications by 35 U.S.C. 122 and 37 CFR 1.122. This collection is estimated to require 12 minutes to complete. Estimated burden hours for completion of this collection of information is 0.02 hours per application or continuation application or a group of applications. Any comments on the burden estimate or any suggestions for reducing this burden, should be sent to the Chief Information Officer, US Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Mark W. Miles ) Examiner: Unknown  
Application No.: 10/082,397 ) Art Unit: 2873  
Filed: February 25, 2002 )  
For: Visible Spectrum Modulator Arrays )  
\_\_\_\_\_  
)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

The undersigned has been granted limited recognition under 37 CFR § 10.9(b) to prosecute patent applications in which the applicants are clients of the Blakely, Sokoloff, Taylor & Zafman LLP law firm, and wherein a registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is the attorney or agent of record. In this regard, please see the attached copy of the original document in which this limited recognition is granted. In particular, please note that:

- (a) The undersigned is an employee of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (b) The above applicant is a client of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (c) A registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is an attorney or agent of record in the above application;
- (d) The undersigned continues to lawfully reside in the United States on a H-1B visa; and
- (e) The undersigned has been appointed an associate attorney in the above application.

Accordingly, the undersigned meets all requirements for limited recognition under § 10.9(b), and thus permitted to prosecute the above patent application.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 0/30/, 2003

Vani Moodley  
Vani Moodley  
Under 37 CFR § 10.9(b)

Customer No. 008791  
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Seventh Floor  
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(408) 720-8300

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6-30-03

(Date of Deposit)

Dawn R. Shaw

(Typed or printed name of person mailing correspondence)

Dawn R. Shaw

Signature

6-30-03

Date

**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Vanintheran Moodley is hereby given limited recognition under 37 CFR § 10.9(b), as an employee of the law firm of Blakely, Sokoloff, Taylor & Zafman, to prepare and prosecute patent applications wherein the patent applicant is a client of the law firm of Blakely, Sokoloff, Taylor & Zafman, and a registered practitioner, who is a member of the law firm of Blakely, Sokoloff, Taylor & Zafman, is the practitioner of record in the applications. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Vanintheran Moodley ceases to lawfully reside in the United States, (ii) Vanintheran Moodley's employment with the law firm of Blakely, Sokoloff, Taylor & Zafman, ceases or is terminated, or (iii) Vanintheran Moodley ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such limited recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: September 30, 2003**



Harry I. Moatz  
Director of Enrollment and Discipline